

FILED
DISTRICT COURT OF GUAM

United States District Court

AUG 13 2002
4DISTRICT OF
GUAMMARY L. M. MORAN
CLERK OF COURT

CAP AMERICA TRUST,

AMENDED

SUMMONS IN A CIVIL CASE

v.

CASE NUMBER: 02-00024

GOVERNMENT OF GUAM,

TO: (Name and address of defendant) Carl T.C. Gutierrez
 Governor
 GOVERNOR'S OFFICE (Ufisinan Maga)
 GOVERNMENT OF GUAM
 Post Office Box 2950
 Hagatna, Guam 96932

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Kevin J. Fowler, Esq.
 DOOLEY LANNEN ROBERTS & FOWLER LLP
 Suite 201, Orlean Pacific Plaza
 865 South Marine Drive
 Tamuning, Guam 96913
 Telephone No. (671) 646-1222
 Facsimile No. (671) 646-1223

an answer to the complaint which is herewith served upon you, within Twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

Mary L. M. Moran

AUG - 9 2002

CLERK

DATE

(BY) DEPUTY CLERK



ORIGINAL

RETURN OF SERVICE											
Service of the Summons and Complaint was made by me											
DATE	8/9/02										
NAME OF SERVER (PRINT)											
Judge S. Remotijuge	TITLE	Special Process Server									
Check one box below to indicate appropriate method of service											
<input type="checkbox"/> Served personally upon the defendant. Place where served:											
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.											
<input type="checkbox"/> Name of person with whom the summons and complaint were left:											
<input type="checkbox"/> Returned unexecuted:											
<p><input checked="" type="checkbox"/> Other (specify): I personally served a copy of the document to Monica Wintterle, Adminstrative Clerk, at Governor's Office General Counsel. In which she acknowledged the document for Governor Carl T. C. Gutierrez.</p> <hr/> <hr/> <hr/> <hr/>											
<table border="1"> <thead> <tr> <th colspan="3">STATEMENT OF SERVICE FEES</th> </tr> </thead> <tbody> <tr> <td>TRAVEL</td> <td>SERVICES</td> <td>TOTAL</td> </tr> <tr> <td></td> <td>\$40.00</td> <td>\$40.00</td> </tr> </tbody> </table> <p>DECLARATION OF SERVER</p>			STATEMENT OF SERVICE FEES			TRAVEL	SERVICES	TOTAL		\$40.00	\$40.00
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TRAVEL	SERVICES	TOTAL									
	\$40.00	\$40.00									
<p>Executed on <u>8/9/02</u> Date</p> <p><i>[Signature]</i> Address of Server</p> <p><i>[Signature]</i> Signature of Server</p> <p>PO Box 9067 Tumuning, Guam 96931</p>											